GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Establishment - Rural Water Supply & Sanitation - Andhra Pradesh Public Service Commission - Direct recruitment to the post of Assistant Executive Engineer – Permission to fill up the selected candidate i.e. Mrs. S. Bhagyamma, in Suppl. Notification No. 41/11 to 31/11, in the available existing vacancies of A.E.E., RWS&S Dept. keeping in view of the orders of Hon'ble High Court of Andhra Pradesh in W.P. No.45459/2016, dt:06.11.2008 - Accorded - Orders - Issued

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PANCHAYAT RAJ & RURAL DEVELOPMENT (E.II) DEPARTMENT

G.O.RT.No. 497 **Dated: 13-08-2019**

Read the following:

1. Orders, dt. 28.11.2014 of the Hon'ble APAT in OA No.9983/2012, OA No.553/2013, OA No.2584/2013 with MA No.1758/2013, OA No.2655/2013, OA No.2681/2013 with MA No.1587/2013 and OA No.3072/2013 filed by Sri R. Venkateswarlu, S/o Late Kotaiah, Hyderabad and others.
2. From the Prl. Secy. APPSC, Hyd, Lr. No.13/RS-20/AEE/2015, dt:20.02.2016, 19.04.2016, 30.06.2016, 5.1.2017, 12.3.2019, 16.4.2019,17.5.2019 and 18.6.2019.
3. From the CE (Admn), RWS&S, A.P., Hyd, Lr. No. SO II (1)/RWS&S/2014-2, dt. 28.4.2016.
4. Orders, dt. 06.11.2018 of Hon'ble High Court of AP in WP No.45459/2016.
5. From the ENC (FAC), RWS&S, A.P., Vij, Lr. No.PRR06-30021(32)/53/2018-SO-ECRWS, dt. 25.10.2018.

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ORDER:

The A.P. Public Service Commission, Hyderabad in Supplementary Recruitment notifications from 17/2010 to 36/2008 and 41/11 to 31/11, while recruiting the posts of Assistant Executive Engineers with B.Tech (Civil) qualification withhold certain candidates those who acquired B.Tech Civil (Construction Management) from Indira Gandhi National Open University. Subsequently, those vacancies were filled up in other notifications. Aggrieved by this, the affected persons viz. Sri R.Venkateswarlu and others approached the Hon'ble Andhra Pradesh Administrative Tribunal in O.A. No.9983/2012 etc. with a pray to consider their candidature as per the merit.

2. Mrs. Samala Bhagyamma, has filed O.A. No.2681/2013 as 7th applicant, connected to case No.OA 9983/2012 filed by Sri R. Venkateswarlu and 3 others, with a prayer to direct the respondents to consider and appoint the applicants to the post of Assistant Executive Engineer in pursuance of Notification No.31/2011, dt:27.12.2011 read with Suppl. Notification No.41/2011, dt:29.12.2011 issued by APPSC, treating the B.Tech in Civil (CM) issued by IGNOU as the requisite qualification.

3. Vide order 1st read above, the Hon'ble APAT has directed the Respondents to treat the B.Tech (Civil-CM) Degree obtained by the applicants from IGNOU as equivalent to B.Tech in Civil Engineering Degree of a recognised University and then consider their cases for appointment on the basis of their merit in the written examination/Interview conducted under Suppl. Notification No.17/2010, dt:22.10.2012 to Notification No.36/2008, dt:30.12.2008 and Suppl. Notification No.41/2012, dt:29.12.2012 to Notification No.31/2011, dt:27.12.2011, for the post of AEEs in I&CAD Dept. The APPSC has filed WP No.45459 of 2016, against the orders of Hon'ble APAT, dated:28.112014 in 0A No.9983 of 2012 & batch, in so far as it pertains to

O.A.No.2681 of 2013 also. The Hon'ble High Court of Andhra Pradesh vide order 4th read above, has dismissed the said W.P.

4. Vide Lrs. 2nd read above, the A.P. Public Service Commission, has requested the Government of A.P., to arrange for creation of supernumerary posts of (5) AEEs i.e. (3) posts in I&CAD Dept., (1) post in R&B Dept., (1) post in RWS&S Dept. or to permit them for filling up of the candidates in the fallout vacancies from the fallout vacancies (in contrary to rule 6 of Commission's rules of procedure), to do justice to the candidates and to avoid further legal complications.

5. Government, after careful examination, decided to consider the proposal of Andhra Pradesh Public Service Commission for filling up of (1) Assistant Eexecutive Engineer post in Rural Water Supply & Sanitation in the available existing vacancies of RWS&S Dept. and hereby permit the Engineer-in-Chief, RWS&S, Vijayawada, to take necessary further action to fill up one post of A.E.E. with the selected candidate i.e. Mrs. S. Bhagyamma, in Suppl. Notification No. 41/11 to 31/11, in the available existing vacancies of RWS&S Dept. keeping in view of the orders of Hon'ble High Court of A.P. in WP No.45459/2016, dt:06.11.2018.

6. This order issues with the concurrence of Finance (FMU.PR&RD, RWS) Deptt., vide their U.O.No. 31021/94/FMU.PR&RD, RWS/2016, Dt. 27.06.2019 (Computer No. 145642)

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

GOPAL KRISHNA DWIVEDI,
PRINCIPAL SECRETARY TO GOVERNMENT

To
The Engineer-in-Chief,
Rural Water Supply & Sanitation, A.P., Vijayawada

Copy to:

The Principal Secretary,
Andhra Pradesh Public Service Commission, Vijayawada
The Finance (FMU.PR&RD, RWS) Department
The OSD to Hon'ble M(PR&RD, M&G)
The PS to Prl. Secy to Govt., PR&RD.
Sf./Sc.

//FORWARDED:BY ORDER//

SECTION OFFICER